



JON M. HUNTSMAN, JR.  
Governor

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Lieutenant Governor

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil, Gas and Mining

JOHN R. BAZA  
Division Director

February 24, 2010

Certified Return Receipt  
7003 2260 0002 0247 9253

Robert M. Robison  
5854 Ayrshire Drive  
Murray, Utah 84107

Subject: Deficient Reclamation Surety, Robert Robison, ML 43854 & ML 982, S/027/0053, Millard County, Utah

Dear Mr. Robison:

The Division of Oil, Gas and Mining has reviewed the reclamation surety for the ML 43854 & ML 982 quarries. This surety was due for review on November 3, 2008. Your current reclamation surety is \$5000, which the School and Institutional Trust Land Administration (SITLA) are holding as a bank deposit. The Division has recalculated the surety based on your permitted area of 5.0 acres to be:

\$24,600 escalated for 3 years (surety amount next reviewed in 2013) OR  
\$25,200 escalated for 5 years (surety amount next reviewed in 2015)

Please note that there are ways of reducing the amount required as discussed below.

The Division uses standard per-acre costs to determine surety amounts for small mines. The figures used are shown in the following table:

Project Size (Acres)	Surety 3 & 5 year escalation	Comments
1 or less acres	\$7,400 (3-year escalation) \$7,600 (5-year escalation)	Minimum amount required
Additional acres up to 5 acres	\$4,300/ acre (3-year escalation) \$4,400/acre (5-year escalation)	Partial acreages rounded up (e.g., 1.2 acres = 2 acres)
Cumulative Amount for 5-acres	(i.e. Maximum of 5 acres = \$7,400 +\$17,200 = <b>\$24,600</b> ) (3-year escalation) (i.e. Maximum of 5 acres = \$7,600 +\$17,600 = <b>\$25,200</b> ) (5-year escalation)	\$600.00 difference between 3 and 5 year escalation amount for 5-acres of disturbance.



Robert Robison  
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Based on the information in the Notice of Intention to Commence Small Mining Operations (NOI), the Division has determined that you must post additional surety in the amount of:

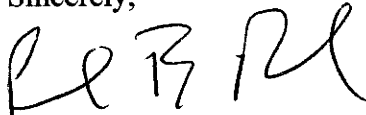
\$19,600 for 3-year escalation OR  
\$20,200 for 5-year escalation

If the disturbed area shown in your Notice of Intention to Commence Small Mining Operations (NOI)—five acres—is substantially different than what is currently planned, you may wish to amend the notice to more accurately reflect your future intent. The annual report for 2009 shows a disturbed area of two acres rather than five. Based on two acres of disturbance, the required surety amount would be \$11,700 for a three-year escalation or \$12,000 for a five-year escalation, an increase of \$6700 or \$7000.

If you decide to amend the NOI, please submit the amendment no later than April 1, 2010. If you choose not to amend the NOI we will expect the above stated amount to be filed with the Division no later than April 1, 2010.

Please contact surety coordinator, Penny Berry, for instructions on how to submit this increased surety. She can be reached at 801-538-5291 or by e mail at [bondcoordinator@utah.gov](mailto:bondcoordinator@utah.gov). If you have other questions or concerns regarding this letter, please contact me at 801-538-5261 or John Rogers at 801-538-5349.

Sincerely,



Paul Baker  
Minerals Program Manager

PBB:jrp  
cc: [jblake@utah.gov](mailto:jblake@utah.gov)  
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